

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA**

EPSILON ENERGY USA, INC.,

Plaintiff,

v.

CHESAPEAKE APPALACHIA, LLC,

Defendant.

Civil Action No. 1:21-cv-00658-JPW

**ERRATA TO MOTION FOR RECONSIDERATION
OF RULING ON DISCLOSURE OF EXPERT OPINIONS AT
PRELIMINARY INJUNCTION STAGE**

Plaintiff Epsilon Energy USA, Inc. (“Epsilon”) omitted a Certificate of Nonconcurrence to its Motion for Reconsideration of Ruling on Disclosure of Expert Opinions at Preliminary Injunction Stage (“Motion”) for the reasons as follows:

1. Epsilon’s counsel did not seek agreement on the Motion because it believed that the Motion was a continuation of Defendant Chesapeake Appalachia’s (“CHK”) May 7, 2021 Motion to Strike and or for Continuance of Preliminary Injunction Hearing (“Motion to Strike”), and, accordingly, no additional meet and confer was needed.¹ *See* ECF Nos. 56-57.

¹ Notably, CHK did not make a good faith effort to meet and confer with Epsilon before filing its Motion to Strike. The e-mail that CHK's counsel sent to Epsilon offering to meet and confer was sent just *two minutes* before Epsilon’s counsel received the CM/ECF notification that CHK had filed the Motion to Strike.

2. Epsilon's counsel has since received notification from opposing counsel that CHK does not agree with the Motion.

3. Epsilon has attached a Certificate of Nonconcurrence hereto in accordance with Local Rule 7.1.

Dated: May 9, 2021

Respectfully submitted,

/s/ Gregory J. Krock

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Counsel for Plaintiff,

Epsilon Energy USA, Inc.

CERTIFICATE OF NONCONCURRENCE

I, Gregory J. Krock, hereby certify that counsel for CHK has advised that CHK does not concur to the filing of the foregoing Motion for Reconsideration.

May 9, 2021

/s/ Gregory J. Krock
Gregory J. Krock

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **Errata to Motion for Reconsideration of Ruling on Disclosure of Expert Opinions at Preliminary Injunction Stage** has been electronically served on the parties via the CM/ECF filing system.

/s/ Gregory J. Krock
Gregory J. Krock